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1 A bill to be entitled
2 An act relating to the Department of Health; amending
3 s. 381.4018, F.S.; authorizing the Department of
4 Health to adopt rules to implement a specified federal
5 program; amending s. 456.013, F.S.; revising health
6 care practitioner licensure application requirements;
7 amending s. 458.3312, F.S.; removing a provision
8 prohibiting a physician from holding himself or
9 herself out as a board-certified specialist in
10 dermatology unless the recognizing agency is reviewed
11 and reauthorized on a specified basis by the Board of
12 Medicine; amending s. 459.0055, F.S.; revising
13 licensure requirements for persons seeking licensure
14 or certification as an osteopathic physician; amending
15 s. 460.408, F.S.; defining the term "contact classroom
16 hour"; revising provisions relating to continuing
17 chiropractic education requirements; repealing s.
18 460.4166, F.S., relating to registered chiropractic
19 assistants; amending s. 464.202, F.S.; requiring the
20 Board of Nursing to adopt by rule discipline and
21 standards of practice; for certified nursing
22 assistants; amending s. 464.203, F.S.; revising
23 certification requirements for nursing assistants;
24 amending s. 464.204, F.S.; revising grounds for board-
25 imposed disciplinary sanctions; amending s. 466.006,

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F.S.; revising certain requirements for examinations to be completed by applicants seeking dental licensure; amending s. 466.007, F.S.; revising requirements for examinations of dental hygienists; amending s. 466.017, F.S.; providing adverse incident reporting requirements; defining the term "adverse incident"; providing for disciplinary action by the Board of Dentistry; authorizing the board to adopt rules; amending s. 466.031, F.S.; expanding the definition of the term "dental laboratory" to include any person, firm, or corporation who performs an onsite consultation during dental procedures; amending s. 466.036, F.S.; revising inspection frequency of dental laboratories during a specified period; amending s. 468.701, F.S.; revising the definition of "athletic trainer"; amending s. 468.707, F.S.; revising athletic trainer licensure requirements; amending s. 468.711, F.S.; revising requirements for the renewal of a license relating to continuing education; amending s. 468.713, F.S.; requiring that an athletic trainer work within a specified scope of practice; prohibiting an athletic trainer from providing certain services; amending s. 468.723, F.S.; revising a definition; amending s. 468.803, F.S.; revising orthotic, prosthetic, and pedorthic

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licensure, registration, and examination requirements;
amending s. 480.033, F.S.; revising a definition;
amending s. 480.041, F.S.; revising qualifications for
licensure as a massage therapist; specifying that a
massage apprentice who was licensed before a specified
date may continue to perform massage therapy as
authorized under his or her license; authorizing a
massage apprentice to apply for full licensure upon
completion of the apprenticeship under certain
conditions; repealing s. 480.042, F.S., relating to
examinations; amending s. 480.046, F.S.; revising
instances under which disciplinary action may be taken
against massage establishments; prohibiting certain
massage establishments from applying for relicensure;
providing an exception; amending s. 490.003, F.S.;
revising definitions; amending s. 490.005, F.S.;
revising examination requirements for licensure of a
psychologist; amending s. 490.006, F.S.; revising
requirements for licensure by endorsement of certain
psychologists; amending s. 491.0045, F.S.; revising
intern registration requirements; providing an
exception; amending s. 491.005, F.S.; revising the
licensure requirements for clinical social workers,
marriage and family therapists, and mental health
counselors; amending s. 491.006, F.S.; revising

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76 requirements for licensure or certification by
77 endorsement for certain professions; amending s.
78 491.007, F.S.; deleting a provision requiring the
79 Board of Clinical Social Work, Marriage and Family
80 Therapy and Mental Health Counseling to establish a
81 procedure for the biennial renewal of intern
82 registrations; amending s. 491.009, F.S.; revising who
83 may enter an order denying licensure or imposing
84 penalties against an applicant for licensure under
85 certain circumstances amending ss. 491.0043, and
86 945.42, F.S.; conforming provisions to changes made by
87 the act; providing an effective date.

88
89 Be It Enacted by the Legislature of the State of Florida:
90

91 Section 1. Paragraph (f) of subsection (3) of section
92 381.4018, Florida Statutes, is amended to read:

93 381.4018 Physician workforce assessment and development.—

94 (3) GENERAL FUNCTIONS.—The department shall maximize the
95 use of existing programs under the jurisdiction of the
96 department and other state agencies and coordinate governmental
97 and nongovernmental stakeholders and resources in order to
98 develop a state strategic plan and assess the implementation of
99 such strategic plan. In developing the state strategic plan, the
100 department shall:

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(f) Develop strategies to maximize federal and state programs that provide for the use of incentives to attract physicians to this state or retain physicians within the state. Such strategies should explore and maximize federal-state partnerships that provide incentives for physicians to practice in federally designated shortage areas. Strategies shall also consider the use of state programs, such as the Medical Education Reimbursement and Loan Repayment Program pursuant to s. 1009.65, which provide for education loan repayment or loan forgiveness and provide monetary incentives for physicians to relocate to underserved areas of the state. The department shall adopt any rules necessary for the implementation of the Conrad 30 Waiver Program established under s. 214(1) of the Immigration and Nationality Act.

Section 2. Paragraph (a) of subsection (1) of section 456.013, Florida Statutes, is amended to read:

456.013 Department; general licensing provisions.—

(1)(a) Any person desiring to be licensed in a profession within the jurisdiction of the department shall apply to the department in writing ~~to take the licensure examination~~. The application shall be made on a form prepared and furnished by the department. The application form must be available on the World Wide Web and the department may accept electronically submitted applications. The application shall require the social security number and date of birth of the applicant, except as

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provided in paragraphs (b) and (c). The form shall be supplemented as needed to reflect any material change in any circumstance or condition stated in the application which takes place between the initial filing of the application and the final grant or denial of the license and which might affect the decision of the department. If an application is submitted electronically, the department may require supplemental materials, including an original signature of the applicant and verification of credentials, to be submitted in a nonelectronic format. An incomplete application shall expire 1 year after initial filing. In order to further the economic development goals of the state, and notwithstanding any law to the contrary, the department may enter into an agreement with the county tax collector for the purpose of appointing the county tax collector as the department's agent to accept applications for licenses and applications for renewals of licenses. The agreement must specify the time within which the tax collector must forward any applications and accompanying application fees to the department.

Section 3. Section 458.3312, Florida Statutes, is amended to read:

458.3312 Specialties.—A physician licensed under this chapter may not hold himself or herself out as a board-certified specialist unless the physician has received formal recognition as a specialist from a specialty board of the American Board of

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151 Medical Specialties or other recognizing agency that has been
152 approved by the board. However, a physician may indicate the
153 services offered and may state that his or her practice is
154 limited to one or more types of services when this accurately
155 reflects the scope of practice of the physician. ~~A physician may~~
156 ~~not hold himself or herself out as a board-certified specialist~~
157 ~~in dermatology unless the recognizing agency, whether authorized~~
158 ~~in statute or by rule, is triennially reviewed and reauthorized~~
159 ~~by the Board of Medicine.~~

160 Section 4. Paragraph (1) of subsection (1) of section
161 459.0055, Florida Statutes, is amended to read:

162 459.0055 General licensure requirements.—

163 (1) Except as otherwise provided herein, any person
164 desiring to be licensed or certified as an osteopathic physician
165 pursuant to this chapter shall:

166 (1) Demonstrate that she or he has successfully completed
167 an internship or residency ~~a resident internship~~ of not less
168 than 12 months in a program accredited ~~hospital approved~~ for
169 this purpose by ~~the Board of Trustees of the American~~
170 Osteopathic Association or the Accreditation Council for
171 Graduate Medical Education ~~any other internship program approved~~
172 ~~by the board upon a showing of good cause by the applicant.~~ This
173 requirement may be waived for an applicant who matriculated in a
174 college of osteopathic medicine during or before 1948; and

175 Section 5. Subsection (1) of section 460.408, Florida

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Statutes, is amended to read:

460.408 Continuing chiropractic education.—

(1) The board shall require licensees to periodically demonstrate their professional competence as a condition of renewal of a license by completing up to 40 contact classroom hours of continuing education. For purposes of this subsection, the term "contact classroom hour" means a presentation in which the persons presenting and the persons attending the course are present on site. Up to 10 general credit continuing education hours may be completed online in place of contact classroom hours, as determined by board rule. Online continuing education courses must be competency-based and must use the Shareable Content Objective Reference Model standard or more stringent standards, as determined by the board.

(a) Continuing education courses sponsored by chiropractic colleges whose graduates are eligible for examination under any provision of this chapter may be approved upon review by the board if all other requirements of board rules setting forth criteria for course approval are met.

(b) The board shall approve those courses that build upon the basic courses required for the practice of chiropractic medicine, and the board may also approve courses in adjunctive modalities. Courses that consist of instruction in the use, application, prescription, recommendation, or administration of a specific company's brand of products or services are not

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201 eligible for approval.

202 Section 6. Section 460.4166, Florida Statutes, is
203 repealed.

204 Section 7. Section 464.202, Florida Statutes, is amended
205 to read:

206 464.202 Duties and powers of the board.—The board shall
207 maintain, or contract with or approve another entity to
208 maintain, a state registry of certified nursing assistants. The
209 registry must consist of the name of each certified nursing
210 assistant in this state; other identifying information defined
211 by board rule; certification status; the effective date of
212 certification; other information required by state or federal
213 law; information regarding any crime or any abuse, neglect, or
214 exploitation as provided under chapter 435; and any disciplinary
215 action taken against the certified nursing assistant. The
216 registry shall be accessible to the public, the
217 certificateholder, employers, and other state agencies. The
218 board shall adopt by rule testing procedures for use in
219 certifying nursing assistants and shall adopt rules regulating
220 the practice of certified nursing assistants, including
221 discipline and establishing standards of practice and specifying
222 the scope of practice authorized and the level of supervision
223 required for the practice of certified nursing assistants. The
224 board may contract with or approve another entity or
225 organization to provide the examination services, including the

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development and administration of examinations. The board shall require that the contract provider offer certified nursing assistant applications via the Internet, and may require the contract provider to accept certified nursing assistant applications for processing via the Internet. The board shall require the contract provider to provide the preliminary results of the certified nursing examination on the date the test is administered. The provider shall pay all reasonable costs and expenses incurred by the board in evaluating the provider's application and performance during the delivery of services, including examination services and procedures for maintaining the certified nursing assistant registry.

Section 8. Paragraph (c) of subsection (1) of section 464.203, Florida Statutes, is amended to read:

464.203 Certified nursing assistants; certification requirement.—

(1) The board shall issue a certificate to practice as a certified nursing assistant to any person who demonstrates a minimum competency to read and write and successfully passes the required background screening pursuant to s. 400.215. If the person has successfully passed the required background screening pursuant to s. 400.215 or s. 408.809 within 90 days before applying for a certificate to practice and the person's background screening results are not retained in the clearinghouse created under s. 435.12, the board shall waive the

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requirement that the applicant successfully pass an additional background screening pursuant to s. 400.215. The person must also meet one of the following requirements:

(c) Is currently certified in another state, territory of the United States, or the District of Columbia; is listed on that jurisdiction's ~~state's~~ certified nursing assistant registry; and has not been found to have committed abuse, neglect, or exploitation in that jurisdiction ~~state~~.

Section 9. Subsection (1) of section 464.204, Florida Statutes, is amended to read:

464.204 Denial, suspension, or revocation of certification; disciplinary actions.—

(1) The following acts constitute grounds for which the board may impose disciplinary sanctions as specified in subsection (2):

(a) Obtaining or attempting to obtain certification or an exemption, or possessing or attempting to possess certification or a letter of exemption, by bribery, misrepresentation, deceit, or through an error of the board.

(b) ~~Intentionally~~ Violating any provision of this chapter, chapter 456, or the rules adopted by the board.

Section 10. Paragraph (b) of subsection (3) and subsection (4) of section 466.006, Florida Statutes, are amended to read:

466.006 Examination of dentists.—

(3) If an applicant is a graduate of a dental college or

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276 school not accredited in accordance with paragraph (2) (b) or of
277 a dental college or school not approved by the board, the
278 applicant is not entitled to take the examinations required in
279 this section to practice dentistry until she or he satisfies one
280 of the following:

281 (b) Submits proof of having successfully completed at
282 least 2 consecutive academic years at a full-time supplemental
283 general dentistry program accredited by the American Dental
284 Association Commission on Dental Accreditation. This program
285 must provide didactic and clinical education at the level of a
286 D.D.S. or D.M.D. program accredited by the American Dental
287 Association Commission on Dental Accreditation. For purposes of
288 this paragraph, a supplemental general dentistry program does
289 not include an advanced education program in a dental specialty.

290 (4) Notwithstanding any other provision of law in chapter
291 456 pertaining to the clinical dental licensure examination or
292 national examinations, to be licensed as a dentist in this
293 state, an applicant must successfully complete both of the
294 following:

295 (a) A written examination on the laws and rules of the
296 state regulating the practice of dentistry;

297 (b)1. A practical or clinical examination, which shall be
298 the American Dental Licensing Examination produced by the
299 American Board of Dental Examiners, Inc., or its successor
300 entity, if any, that is administered in this state ~~and graded by~~

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301 ~~dentists licensed in this state and employed by the department~~
302 ~~for just such purpose,~~ provided that the board has attained, and
303 continues to maintain thereafter, representation on the board of
304 directors of the American Board of Dental Examiners, the
305 examination development committee of the American Board of
306 Dental Examiners, and such other committees of the American
307 Board of Dental Examiners as the board deems appropriate by rule
308 to assure that the standards established herein are maintained
309 organizationally. A passing score on the American Dental
310 Licensing Examination administered in this state ~~and graded by~~
311 ~~dentists who are licensed in this state~~ is valid for 365 days
312 after the date the official examination results are published.

313 2.a. As an alternative to the requirements of subparagraph
314 1., an applicant may submit scores from an American Dental
315 Licensing Examination previously administered in a jurisdiction
316 other than this state after October 1, 2011, and such
317 examination results shall be recognized as valid for the purpose
318 of licensure in this state. A passing score on the American
319 Dental Licensing Examination administered out-of-state shall be
320 the same as the passing score for the American Dental Licensing
321 Examination administered in this state ~~and graded by dentists~~
322 ~~who are licensed in this state.~~ The examination results are
323 valid for 365 days after the date the official examination
324 results are published. The applicant must have completed the
325 examination after October 1, 2011.

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326 b. This subparagraph may not be given retroactive
327 application.

328 3. If the date of an applicant's passing American Dental
329 Licensing Examination scores from an examination previously
330 administered in a jurisdiction other than this state under
331 subparagraph 2. is older than 365 days, then such scores shall
332 nevertheless be recognized as valid for the purpose of licensure
333 in this state, but only if the applicant demonstrates that all
334 of the following additional standards have been met:

335 a.(I) The applicant completed the American Dental
336 Licensing Examination after October 1, 2011.

337 (II) This sub-subparagraph may not be given retroactive
338 application;

339 b. The applicant graduated from a dental school accredited
340 by the American Dental Association Commission on Dental
341 Accreditation or its successor entity, if any, or any other
342 dental accrediting organization recognized by the United States
343 Department of Education. Provided, however, if the applicant did
344 not graduate from such a dental school, the applicant may submit
345 proof of having successfully completed a full-time supplemental
346 general dentistry program accredited by the American Dental
347 Association Commission on Dental Accreditation of at least 2
348 consecutive academic years at such accredited sponsoring
349 institution. Such program must provide didactic and clinical
350 education at the level of a D.D.S. or D.M.D. program accredited

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351 by the American Dental Association Commission on Dental
352 Accreditation. For purposes of this paragraph, a supplemental
353 general dentistry program does not include an advanced education
354 program in a dental specialty;

355 c. The applicant currently possesses a valid and active
356 dental license in good standing, with no restriction, which has
357 never been revoked, suspended, restricted, or otherwise
358 disciplined, from another state or territory of the United
359 States, the District of Columbia, or the Commonwealth of Puerto
360 Rico;

361 d. The applicant submits proof that he or she has never
362 been reported to the National Practitioner Data Bank, the
363 Healthcare Integrity and Protection Data Bank, or the American
364 Association of Dental Boards Clearinghouse. This sub-
365 subparagraph does not apply if the applicant successfully
366 appealed to have his or her name removed from the data banks of
367 these agencies;

368 e.(I) In the 5 years immediately preceding the date of
369 application for licensure in this state, the applicant must
370 submit proof of having been consecutively engaged in the full-
371 time practice of dentistry in another state or territory of the
372 United States, the District of Columbia, or the Commonwealth of
373 Puerto Rico, or, if the applicant has been licensed in another
374 state or territory of the United States, the District of
375 Columbia, or the Commonwealth of Puerto Rico for less than 5

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376 | years, the applicant must submit proof of having been engaged in
377 | the full-time practice of dentistry since the date of his or her
378 | initial licensure.

379 | (II) As used in this section, "full-time practice" is
380 | defined as a minimum of 1,200 hours per year for each and every
381 | year in the consecutive 5-year period or, where applicable, the
382 | period since initial licensure, and must include any combination
383 | of the following:

384 | (A) Active clinical practice of dentistry providing direct
385 | patient care.

386 | (B) Full-time practice as a faculty member employed by a
387 | dental or dental hygiene school approved by the board or
388 | accredited by the American Dental Association Commission on
389 | Dental Accreditation.

390 | (C) Full-time practice as a student at a postgraduate
391 | dental education program approved by the board or accredited by
392 | the American Dental Association Commission on Dental
393 | Accreditation.

394 | (III) The board shall develop rules to determine what type
395 | of proof of full-time practice is required and to recoup the
396 | cost to the board of verifying full-time practice under this
397 | section. Such proof must, at a minimum, be:

398 | (A) Admissible as evidence in an administrative
399 | proceeding;

400 | (B) Submitted in writing;

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401 (C) Submitted by the applicant under oath with penalties
402 of perjury attached;

403 (D) Further documented by an affidavit of someone
404 unrelated to the applicant who is familiar with the applicant's
405 practice and testifies with particularity that the applicant has
406 been engaged in full-time practice; and

407 (E) Specifically found by the board to be both credible
408 and admissible.

409 (IV) An affidavit of only the applicant is not acceptable
410 proof of full-time practice unless it is further attested to by
411 someone unrelated to the applicant who has personal knowledge of
412 the applicant's practice. If the board deems it necessary to
413 assess credibility or accuracy, the board may require the
414 applicant or the applicant's witnesses to appear before the
415 board and give oral testimony under oath;

416 f. The applicant must submit documentation that he or she
417 has completed, or will complete, prior to licensure in this
418 state, continuing education equivalent to this state's
419 requirements for the last full reporting biennium;

420 g. The applicant must prove that he or she has never been
421 convicted of, or pled nolo contendere to, regardless of
422 adjudication, any felony or misdemeanor related to the practice
423 of a health care profession in any jurisdiction;

424 h. The applicant must successfully pass a written
425 examination on the laws and rules of this state regulating the

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practice of dentistry and must successfully pass the computer-based diagnostic skills examination; and

i. The applicant must submit documentation that he or she has successfully completed the applicable examination administered by the Joint Commission on National Dental examinations or its successor organization ~~National Board of Dental Examiners dental examination.~~

Section 11. Paragraph (b) of subsection (4) and paragraph (a) of subsection (6) of section 466.007, Florida Statutes, are amended to read:

466.007 Examination of dental hygienists.—

(4) Effective July 1, 2012, to be licensed as a dental hygienist in this state, an applicant must successfully complete the following:

(b) A practical or clinical examination approved by the board. The examination shall be the Dental Hygiene Examination produced by the American Board of Dental Examiners, Inc. (ADEX) or its successor entity, if any, if the board finds that the successor entity's clinical examination meets or exceeds the provisions of this section. The board shall approve the ADEX Dental Hygiene Examination if the board has attained and continues to maintain representation on the ADEX House of Representatives, the ADEX Dental Hygiene Examination Development Committee, and such other ADEX Dental Hygiene committees as the board deems appropriate through rulemaking to ensure that the

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standards established in this section are maintained organizationally. The ADEX Dental Hygiene Examination or the examination produced by its successor entity is a comprehensive examination in which an applicant must demonstrate skills within the dental hygiene scope of practice on a live patient and any other components that the board deems necessary for the applicant to successfully demonstrate competency for the purpose of licensure. ~~The ADEX Dental Hygiene Examination or the examination by the successor entity administered in this state shall be graded by dentists and dental hygienists licensed in this state who are employed by the department for this purpose.~~

(6) (a) A passing score on the ADEX Dental Hygiene Examination administered out of state shall be considered the same as a passing score for the ADEX Dental Hygiene Examination administered in this state ~~and graded by licensed dentists and dental hygienists.~~

Section 12. Subsections (9) through (15) are added to section 466.017, Florida Statutes, to read:

466.017 Prescription of drugs; anesthesia.—

(9) Any adverse incident that occurs in an office maintained by a dentist must be reported to the department. The required notification to the department must be submitted in writing by certified mail and postmarked within 48 hours after the incident occurs.

(10) A dentist practicing in this state must notify the

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476 board in writing by certified mail within 48 hours of any
477 adverse incident that occurs in the dentist's outpatient
478 facility. A complete written report must be filed with the board
479 within 30 days after the incident occurs.

480 (11) For purposes of notification to the department
481 pursuant to this section, the term "adverse incident" means any
482 mortality that occurs during or as the result of a dental
483 procedure, or an incident that results in the temporary or
484 permanent physical or mental injury that requires
485 hospitalization or emergency room treatment of a dental patient
486 that occurred during or as a direct result of the use of general
487 anesthesia, deep sedation, moderate sedation, pediatric moderate
488 sedation, oral sedation, minimal sedation (anxiolysis), nitrous
489 oxide, or local anesthesia.

490 (12) Any certified registered dental hygienist
491 administering local anesthesia must notify the board, in writing
492 by registered mail within 48 hours of any adverse incident that
493 was related to or the result of the administration of local
494 anesthesia. A complete written report must be filed with the
495 board within 30 days after the adverse incident occurs.

496 (13) A failure by the dentist or dental hygienist to
497 timely and completely comply with all the reporting requirements
498 in this section is the basis for disciplinary action by the
499 board pursuant to s. 466.028(1).

500 (14) The department shall review each adverse incident and

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determine whether it involved conduct by a health care professional subject to disciplinary action, in which case s. 456.073 applies. Disciplinary action, if any, shall be taken by the board under which the health care professional is licensed.

(15) The board may adopt rules to administer this section.

Section 13. Subsection (1) of section 466.031, Florida Statutes, is amended to read:

466.031 "Dental laboratory" defined.—~~The term~~ As used in this chapter, the term "dental laboratory" as used in this chapter:

~~(1)~~ includes any person, firm, or corporation that ~~who~~ performs for a fee of any kind, gratuitously, or otherwise, directly or through an agent or an employee, by any means or method, or ~~who in any way~~ supplies or manufactures artificial substitutes for the natural teeth; ~~or who~~ furnishes, supplies, constructs, or reproduces or repairs any prosthetic denture, bridge, or appliance to be worn in the human mouth; or provides onsite consultation during dental procedures, or ~~who~~ in any way represents ~~holds itself out~~ as a dental laboratory.

Section 14. Section 466.036, Florida Statutes, is amended to read:

466.036 Information; periodic inspections; equipment and supplies.—The department may require from the applicant for a registration certificate to operate a dental laboratory any information necessary to carry out the purpose of this chapter,

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526 including proof that the applicant has the equipment and
527 supplies necessary to operate as determined by rule of the
528 department, and shall require periodic inspection of all dental
529 laboratories operating in this state at least once each biennial
530 registration period. Such inspections shall include, but not be
531 limited to, inspection of sanitary conditions, equipment,
532 supplies, and facilities on the premises. The department shall
533 specify dental equipment and supplies that are not permitted in
534 a registered dental laboratory.

535 Section 15. Subsection (1) of section 468.701, Florida
536 Statutes, is amended to read:

537 468.701 Definitions.—As used in this part, the term:

538 (1) "Athletic trainer" means a person licensed under this
539 part who has met the requirements of ~~under~~ this part, including
540 the education requirements established ~~as set forth~~ by the
541 Commission on Accreditation of Athletic Training Education or
542 its successor organization and necessary credentials from the
543 Board of Certification. ~~An individual who is licensed as an~~
544 ~~athletic trainer may not provide, offer to provide, or represent~~
545 ~~that he or she is qualified to provide any care or services that~~
546 ~~he or she lacks the education, training, or experience to~~
547 ~~provide, or that he or she is otherwise prohibited by law from~~
548 ~~providing.~~

549 Section 16. Section 468.707, Florida Statutes, is amended
550 to read:

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468.707 Licensure requirements.—Any person desiring to be licensed as an athletic trainer shall apply to the department on a form approved by the department. An applicant shall also provide records or other evidence, as determined by the board, to prove he or she has met the requirements of this section. The department shall license each applicant who:

(1) Has completed the application form and remitted the required fees.

(2) ~~For a person who applies on or after July 1, 2016,~~ Has submitted to background screening pursuant to s. 456.0135. The board may require a background screening for an applicant whose license has expired or who is undergoing disciplinary action.

(3) (a) Has obtained, at a minimum, a baccalaureate or higher degree from a college or university professional athletic training degree program accredited by the Commission on Accreditation of Athletic Training Education or its successor organization recognized and approved by the United States Department of Education or the Commission on Recognition of Postsecondary Accreditation, approved by the board, or recognized by the Board of Certification, and has passed the national examination to be certified by the Board of Certification; or—

(b) (4) Has obtained, at a minimum, a bachelor's degree,
has completed the Board of Certification internship
requirements, and ~~If graduated before 2004,~~ has a current

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576 certification from the Board of Certification.

577 (4)~~(5)~~ Has current certification in both cardiopulmonary
578 resuscitation and the use of an automated external defibrillator
579 set forth in the continuing education requirements as determined
580 by the board pursuant to s. 468.711.

581 (5)~~(6)~~ Has completed any other requirements as determined
582 by the department and approved by the board.

583 Section 17. Subsection (3) of section 468.711, Florida
584 Statutes, is amended to read:

585 468.711 Renewal of license; continuing education.—

586 (3) If initially licensed after January 1, 1998, the
587 licensee must be currently certified by the Board of
588 Certification or its successor agency and maintain that
589 certification in good standing without lapse.

590 Section 18. Section 468.713, Florida Statutes, is amended
591 to read:

592 468.713 Responsibilities of athletic trainers.—

593 (1) An athletic trainer shall practice under the direction
594 of a physician licensed under chapter 458, chapter 459, chapter
595 460, or otherwise authorized by Florida law to practice
596 medicine. The physician shall communicate his or her direction
597 through oral or written prescriptions or protocols as deemed
598 appropriate by the physician for the provision of services and
599 care by the athletic trainer. An athletic trainer shall provide
600 service or care in the manner dictated by the physician.

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(2) An athletic trainer must work within his or her allowable scope of practice as specified in board rule under s. 468.705. An athletic trainer may not provide, offer to provide, or represent that he or she is qualified to provide any care or services that he or she lacks the education, training, or experience to provide, or that he or she is otherwise prohibited by law from providing.

Section 19. Subsection (2) of section 468.723, Florida Statutes, is amended to read:

468.723 Exemptions.—This part does not prohibit ~~prevent~~ or restrict:

(2) An athletic training student acting under the direct supervision of a licensed athletic trainer. For purposes of this subsection, "direct supervision" means the physical presence of an athletic trainer so that the athletic trainer is immediately available to the athletic training student and able to intervene on behalf of the athletic training student. The supervision must comply with board rule in accordance with the standards set forth by the Commission on Accreditation of Athletic Training Education or its successor.

Section 20. Subsections (1), (3), and (4) of section 468.803, Florida Statutes, are amended to read:

468.803 License, registration, and examination requirements.—

(1) The department shall issue a license to practice

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orthotics, prosthetics, or pedorthics, or a registration for a resident to practice orthotics or prosthetics, to qualified applicants. Licenses shall be granted independently in orthotics, prosthetics, or pedorthics, but a person may be licensed in more than one such discipline, and a prosthetist-orthotist license may be granted to persons meeting the requirements for both a prosthetist and an orthotist license. Registrations shall be granted independently in orthotics or prosthetics, and a person may be registered in both fields at the same time or jointly in orthotics and prosthetics as a dual registration.

(3) A person seeking to attain the ~~required~~ orthotics or prosthetics experience required for licensure in this state must be approved by the board and registered as a resident by the department. Although a registration may be held in both practice fields, for independent registrations the board shall not approve a second registration for ~~until~~ at least 1 year after the issuance of the first registration. Notwithstanding subsection (2), a person ~~an applicant~~ who has been approved by the board and registered by the department in one practice field may apply for registration in the second practice field without an additional state or national criminal history check during the period in which the first registration is valid. Each independent registration or dual registration is valid for 2 years from the date of issuance unless otherwise revoked by the

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department upon recommendation of the board. The board shall set a registration fee not to exceed \$500 to be paid by the applicant. A registration may be renewed once by the department upon recommendation of the board for a period no longer than 1 year, as such renewal is defined by the board by rule. The registration renewal fee shall not exceed one-half the current registration fee. To be considered by the board for approval of registration as a resident, the applicant must have one of the following:

(a) A Bachelor of Science or higher-level postgraduate degree in Orthotics and Prosthetics from a regionally accredited college or university recognized by the Commission on Accreditation of Allied Health Education Programs. ~~or~~

(b) At a minimum, a bachelor's degree from a regionally accredited college or university and a certificate in orthotics or prosthetics from a program recognized by the Commission on Accreditation of Allied Health Education Programs, or its equivalent, as determined by the board. ~~or~~

(c) At a minimum, a bachelor's degree from a regionally accredited college or university and a dual certificate in both orthotics and prosthetics from programs recognized by the Commission on Accreditation of Allied Health Education Programs, or its equivalent, as determined by the board.

~~(b) A Bachelor of Science or higher-level postgraduate degree in Orthotics and Prosthetics from a regionally accredited~~

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~~college or university recognized by the Commission on Accreditation of Allied Health Education Programs or, at a minimum, a bachelor's degree from a regionally accredited college or university and a certificate in prosthetics from a program recognized by the Commission on Accreditation of Allied Health Education Programs, or its equivalent, as determined by the board.~~

(4) The department may develop and administer a state examination for an orthotist or a prosthetist license, or the board may approve the existing examination of a national standards organization. The examination must be predicated on a minimum of a baccalaureate-level education and formalized specialized training in the appropriate field. Each examination must demonstrate a minimum level of competence in basic scientific knowledge, written problem solving, and practical clinical patient management. The board shall require an examination fee not to exceed the actual cost to the board in developing, administering, and approving the examination, which fee must be paid by the applicant. To be considered by the board for examination, the applicant must have:

(a) For an examination in orthotics:

1. A Bachelor of Science or higher-level postgraduate degree in Orthotics and Prosthetics from a regionally accredited college or university recognized by the Commission on Accreditation of Allied Health Education Programs or, at a

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701 minimum, a bachelor's degree from a regionally accredited
702 college or university and a certificate in orthotics from a
703 program recognized by the Commission on Accreditation of Allied
704 Health Education Programs, or its equivalent, as determined by
705 the board; and

706 2. An approved orthotics internship of 1 year of qualified
707 experience, as determined by the board, or an orthotic residency
708 ~~program~~ or dual residency program recognized by the board.

709 (b) For an examination in prosthetics:

710 1. A Bachelor of Science or higher-level postgraduate
711 degree in Orthotics and Prosthetics from a regionally accredited
712 college or university recognized by the Commission on
713 Accreditation of Allied Health Education Programs or, at a
714 minimum, a bachelor's degree from a regionally accredited
715 college or university and a certificate in prosthetics from a
716 program recognized by the Commission on Accreditation of Allied
717 Health Education Programs, or its equivalent, as determined by
718 the board; and

719 2. An approved prosthetics internship of 1 year of
720 qualified experience, as determined by the board, or a
721 prosthetic residency ~~program~~ or dual residency program
722 recognized by the board.

723 Section 21. Subsection (5) of section 480.033, Florida
724 Statutes, is amended to read:

725 480.033 Definitions.—As used in this act:

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726 (5) "Apprentice" means a person approved by the board to
727 study colonic irrigation ~~massage~~ under the instruction of a
728 licensed massage therapist practicing colonic irrigation.

729 Section 22. Subsections (1) and (2) of section 480.041,
730 Florida Statutes, are amended, and subsection (8) is added to
731 that section, to read:

732 480.041 Massage therapists; qualifications; licensure;
733 endorsement.—

734 (1) Any person is qualified for licensure as a massage
735 therapist under this act who:

736 (a) Is at least 18 years of age or has received a high
737 school diploma or high school equivalency diploma;

738 (b) Has completed a course of study at a board-approved
739 massage school ~~or has completed an apprenticeship program~~ that
740 meets standards adopted by the board; and

741 (c) Has received a passing grade on a national ~~an~~
742 examination designated ~~administered~~ by the board ~~department~~.

743 (2) Every person desiring to be examined for licensure as
744 a massage therapist shall apply to the department in writing
745 upon forms prepared and furnished by the department. Such
746 applicants shall be subject to the provisions of s. 480.046(1).
747 ~~Applicants may take an examination administered by the~~
748 ~~department only upon meeting the requirements of this section as~~
749 ~~determined by the board.~~

750 (8) A person issued a license as a massage apprentice

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751 before July 1, 2019, may continue that apprenticeship and
752 perform massage therapy as permitted under that license until it
753 expires. Upon completion of the apprenticeship, which must occur
754 before July 1, 2022, a massage apprentice may apply to the board
755 for full licensure and be granted a license if all other
756 applicable licensure requirements are met.

757 Section 23. Section 480.042, Florida Statutes, is
758 repealed.

759 Section 24. Subsection (3) of section 480.046, Florida
760 Statutes, is amended, and subsection (5) is added to that
761 section, to read:

762 480.046 Grounds for disciplinary action by the board.—

763 (3) The board may ~~shall have the power to~~ revoke or
764 suspend the license of a massage establishment licensed under
765 this act, or ~~to~~ deny subsequent licensure of such an
766 establishment, if the establishment is owned by an individual or
767 entity that owned another establishment whose license was
768 revoked, upon a showing of proof that ~~in either of the following~~
769 ~~cases:~~

770 (a) The current ~~Upon proof that a~~ license has been
771 obtained by fraud or misrepresentation.

772 (b) ~~Upon proof that~~ The holder of the ~~a~~ license is guilty
773 of fraud or deceit or of gross negligence, incompetency, or
774 misconduct in the operation of the currently licensed
775 establishment ~~so licensed~~.

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776 (c) The owner of the massage establishment or any
777 individual or individuals providing massage therapy services
778 within the establishment, in the aggregate or individually, have
779 had three convictions of, or pleas of guilty or nolo contendere
780 to, or dismissals of a criminal action after a successful
781 completion of a pretrial intervention, diversion, or substance
782 abuse program for any misdemeanor or felony, regardless of
783 adjudication, a crime in any jurisdiction related to
784 prostitution and related acts as defined in s. 796.07, which
785 occurred at or within the establishment.

786 (5) An establishment that has been the subject of
787 disciplinary action under this section may not apply for
788 relicensure unless there is a change in ownership.

789 Section 25. Subsection (3) of section 490.003, Florida
790 Statutes, is amended to read:

791 490.003 Definitions.—As used in this chapter:

792 ~~(3)(a) Prior to July 1, 1999, "doctoral-level~~
793 ~~psychological education" and "doctoral degree in psychology"~~
794 ~~mean a Psy.D., an Ed.D. in psychology, or a Ph.D. in psychology~~
795 ~~from:~~

796 ~~1. An educational institution which, at the time the~~
797 ~~applicant was enrolled and graduated, had institutional~~
798 ~~accreditation from an agency recognized and approved by the~~
799 ~~United States Department of Education or was recognized as a~~
800 ~~member in good standing with the Association of Universities and~~

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801 ~~Colleges of Canada; and~~

802 ~~2. A psychology program within that educational~~
803 ~~institution which, at the time the applicant was enrolled and~~
804 ~~graduated, had programmatic accreditation from an accrediting~~
805 ~~agency recognized and approved by the United States Department~~
806 ~~of Education or was comparable to such programs.~~

807 ~~(b)~~ Effective July 1, 1999, "doctoral-level psychological
808 education" and "doctoral degree in psychology" mean a Psy.D., an
809 Ed.D. in psychology, or a Ph.D. in psychology from a psychology
810 program within

811 ~~(a)1.~~ an educational institution that ~~which~~, at the time
812 the applicant was enrolled and graduated, had institutional
813 accreditation from an agency recognized and approved by the
814 United States Department of Education or was recognized as a
815 member in good standing with ~~the Association of Universities and~~
816 ~~Colleges of Canada.~~ The psychology program must have had ; and

817 ~~(b)2.~~ A psychology program within that educational
818 ~~institution which, at the time the applicant was enrolled and~~
819 ~~graduated, had~~ programmatic accreditation from the American
820 Psychological Association ~~an agency recognized and approved by~~
821 ~~the United States Department of Education.~~

822 Section 26. Paragraph (b) of subsection (1) and paragraph
823 (b) of subsection (2) of section 490.005, Florida Statutes, are
824 amended to read:

825 490.005 Licensure by examination.—

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(1) Any person desiring to be licensed as a psychologist shall apply to the department to take the licensure examination. The department shall license each applicant who the board certifies has:

(b) Submitted proof satisfactory to the board that the applicant has:

1. Received doctoral-level psychological education, ~~as defined in s. 490.003(3); or~~

2. Received the equivalent of a doctoral-level psychological education, as defined in s. 490.003(3), from a program at a school or university located outside the United States of America ~~and Canada~~, which was officially recognized by the government of the country in which it is located as an institution or program to train students to practice professional psychology. The applicant has the burden of establishing that the requirements of this provision have been met ~~shall be upon the applicant.~~

~~3. Received and submitted to the board, prior to July 1, 1999, certification of an augmented doctoral-level psychological education from the program director of a doctoral-level psychology program accredited by a programmatic agency recognized and approved by the United States Department of Education; or~~

~~4. Received and submitted to the board, prior to August 31, 2001, certification of a doctoral-level program that at the~~

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851 ~~time the applicant was enrolled and graduated maintained a~~
852 ~~standard of education and training comparable to the standard of~~
853 ~~training of programs accredited by a programmatic agency~~
854 ~~recognized and approved by the United States Department of~~
855 ~~Education. Such certification of comparability shall be provided~~
856 ~~by the program director of a doctoral-level psychology program~~
857 ~~accredited by a programmatic agency recognized and approved by~~
858 ~~the United States Department of Education.~~

859 (2) Any person desiring to be licensed as a school
860 psychologist shall apply to the department to take the licensure
861 examination. The department shall license each applicant who the
862 department certifies has:

863 (b) Submitted satisfactory proof to the department that
864 the applicant:

865 1. Has received a doctorate, specialist, or equivalent
866 degree from a program primarily psychological in nature and has
867 completed 60 semester hours or 90 quarter hours of graduate
868 study, in areas related to school psychology as defined by rule
869 of the department, from a college or university which at the
870 time the applicant was enrolled and graduated was accredited by
871 an accrediting agency recognized and approved by the Council for
872 Higher Education Accreditation or its successor organization
873 ~~Commission on Recognition of Postsecondary Accreditation or from~~
874 an institution that ~~which~~ is publicly recognized as a member in
875 good standing with the ~~Association of Universities and Colleges~~

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876 ~~of~~ Canada.

877 2. Has had a minimum of 3 years of experience in school
878 psychology, 2 years of which must be supervised by an individual
879 who is a licensed school psychologist or who has otherwise
880 qualified as a school psychologist supervisor, by education and
881 experience, as set forth by rule of the department. A doctoral
882 internship may be applied toward the supervision requirement.

883 3. Has passed an examination provided by the department.

884 Section 27. Subsection (1) of section 490.006, Florida
885 Statutes, is amended to read:

886 490.006 Licensure by endorsement.—

887 (1) The department shall license a person as a
888 psychologist or school psychologist who, upon applying to the
889 department and remitting the appropriate fee, demonstrates to
890 the department or, in the case of psychologists, to the board
891 that the applicant:

892 ~~(a) Holds a valid license or certificate in another state~~
893 ~~to practice psychology or school psychology, as applicable,~~
894 ~~provided that, when the applicant secured such license or~~
895 ~~certificate, the requirements were substantially equivalent to~~
896 ~~or more stringent than those set forth in this chapter at that~~
897 ~~time; and, if no Florida law existed at that time, then the~~
898 ~~requirements in the other state must have been substantially~~
899 ~~equivalent to or more stringent than those set forth in this~~
900 ~~chapter at the present time;~~

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901 ~~(a)-(b)~~ Is a diplomate in good standing with the American
902 Board of Professional Psychology, Inc.; or

903 ~~(b)-(c)~~ Possesses a doctoral degree in psychology ~~as~~
904 ~~described in s. 490.003~~ and has at least 10 ~~20~~ years of
905 experience as a licensed psychologist in any jurisdiction or
906 territory of the United States within the 25 years preceding the
907 date of application.

908 Section 28. Subsection (6) of section 491.0045, Florida
909 Statutes, are amended to read:

910 491.0045 Intern registration; requirements.—

911 (6) A registration issued on or before March 31, 2017,
912 expires March 31, 2022, and may not be renewed or reissued. Any
913 registration issued after March 31, 2017, expires 60 months
914 after the date it is issued. The board may make a one-time
915 exception from the requirements of this subsection in emergency
916 or hardship cases, as defined by board rule, if ~~A subsequent~~
917 ~~intern registration may not be issued unless~~ the candidate has
918 passed the theory and practice examination described in s.
919 491.005(1)(d), (3)(d), and (4)(d).

920 Section 29. Subsections (3) and (4) of section 491.005,
921 Florida Statutes, are amended to read:

922 491.005 Licensure by examination.—

923 (3) MARRIAGE AND FAMILY THERAPY.—Upon verification of
924 documentation and payment of a fee not to exceed \$200, as set by
925 board rule, plus the actual cost of ~~to the department for the~~

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purchase of the examination from the Association of Marital and Family Therapy Regulatory Boards ~~Board~~, or similar national organization, the department shall issue a license as a marriage and family therapist to an applicant who the board certifies:

(a) Has submitted an application and paid the appropriate fee.

(b)1. Has a minimum of a master's degree with major emphasis in marriage and family therapy, ~~or a closely related field~~ from a program accredited by the Commission on Accreditation for Marriage and Family Therapy Education or from a Florida university program accredited by the Council for Accreditation of Counseling and Related Educational Programs, and graduate courses approved by the Board of Clinical Social Work, Marriage and Family Therapy, and Mental Health Counseling. ~~has completed all of the following requirements:~~

~~a. Thirty-six semester hours or 48 quarter hours of graduate coursework, which must include a minimum of 3 semester hours or 4 quarter hours of graduate-level course credits in each of the following nine areas: dynamics of marriage and family systems; marriage therapy and counseling theory and techniques; family therapy and counseling theory and techniques; individual human development theories throughout the life cycle; personality theory or general counseling theory and techniques; psychopathology; human sexuality theory and counseling techniques; psychosocial theory; and substance abuse theory and~~

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~~counseling techniques. Courses in research, evaluation, appraisal, assessment, or testing theories and procedures; thesis or dissertation work; or practicums, internships, or fieldwork may not be applied toward this requirement.~~

~~b. A minimum of one graduate-level course of 3 semester hours or 4 quarter hours in legal, ethical, and professional standards issues in the practice of marriage and family therapy or a course determined by the board to be equivalent.~~

~~e. A minimum of one graduate-level course of 3 semester hours or 4 quarter hours in diagnosis, appraisal, assessment, and testing for individual or interpersonal disorder or dysfunction; and a minimum of one 3-semester-hour or 4-quarter-hour graduate-level course in behavioral research which focuses on the interpretation and application of research data as it applies to clinical practice. Credit for thesis or dissertation work, practicums, internships, or fieldwork may not be applied toward this requirement.~~

~~d. A minimum of one supervised clinical practicum, internship, or field experience in a marriage and family counseling setting, during which the student provided 180 direct client contact hours of marriage and family therapy services under the supervision of an individual who met the requirements for supervision under paragraph (c). This requirement may be met by a supervised practice experience which took place outside the academic arena, but which is certified as equivalent to a~~

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976 ~~graduate-level practicum or internship program which required a~~
977 ~~minimum of 180 direct client contact hours of marriage and~~
978 ~~family therapy services currently offered within an academic~~
979 ~~program of a college or university accredited by an accrediting~~
980 ~~agency approved by the United States Department of Education, or~~
981 ~~an institution which is publicly recognized as a member in good~~
982 ~~standing with the Association of Universities and Colleges of~~
983 ~~Canada or a training institution accredited by the Commission on~~
984 ~~Accreditation for Marriage and Family Therapy Education~~
985 ~~recognized by the United States Department of Education.~~
986 ~~Certification shall be required from an official of such~~
987 ~~college, university, or training institution.~~

988 2. If the course title that ~~which~~ appears on the
989 applicant's transcript does not clearly identify the content of
990 the coursework, the applicant shall ~~be required to~~ provide
991 additional documentation, including, but not limited to, a
992 syllabus or catalog description published for the course.

993
994 The required master's degree must have been received in an
995 institution of higher education which, at the time the applicant
996 graduated, ~~was~~ fully accredited by a regional accrediting body
997 recognized by the Council for Higher Education Accreditation or
998 its successor organization or ~~Commission on Recognition of~~
999 ~~Postsecondary Accreditation,~~ publicly recognized as a member in
1000 good standing with ~~the Association of Universities and Colleges~~

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1001 ~~of Canada,~~ or an institution of higher education located outside
1002 the United States and Canada, which, at the time the applicant
1003 was enrolled and at the time the applicant graduated, maintained
1004 a standard of training substantially equivalent to the standards
1005 of training of those institutions in the United States which are
1006 accredited by a regional accrediting body recognized by the
1007 Council for Higher Education Accreditation or its successor
1008 organization ~~Commission on Recognition of Postsecondary~~
1009 ~~Accreditation~~. Such foreign education and training must have
1010 been received in an institution or program of higher education
1011 officially recognized by the government of the country in which
1012 it is located as an institution or program to train students to
1013 practice as professional marriage and family therapists or
1014 psychotherapists. The applicant has the burden of establishing
1015 that the requirements of this provision have been met ~~shall be~~
1016 ~~upon the applicant~~, and the board shall require documentation,
1017 such as, but not limited to, an evaluation by a foreign
1018 equivalency determination service, as evidence that the
1019 applicant's graduate degree program and education were
1020 equivalent to an accredited program in this country. An
1021 applicant with a master's degree from a program that ~~which~~ did
1022 not emphasize marriage and family therapy may complete the
1023 coursework requirement in a training institution fully
1024 accredited by the Commission on Accreditation for Marriage and
1025 Family Therapy Education recognized by the United States

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Department of Education.

(c) Has had at least 2 years of clinical experience during which 50 percent of the applicant's clients were receiving marriage and family therapy services, which must be at the post-master's level under the supervision of a licensed marriage and family therapist with at least 5 years of experience, or the equivalent, who is a qualified supervisor as determined by the board. An individual who intends to practice in Florida to satisfy the clinical experience requirements must register pursuant to s. 491.0045 before commencing practice. If a graduate has a master's degree with a major emphasis in marriage and family therapy or a closely related field that did not include all the coursework required under paragraph (b) ~~sub-subparagraphs (b)1.a.-c.~~, credit for the post-master's level clinical experience shall not commence until the applicant has completed a minimum of 10 of the courses required under paragraph (b) ~~sub-subparagraphs (b)1.a.-c.~~, as determined by the board, and at least 6 semester hours or 9 quarter hours of the course credits must have been completed in the area of marriage and family systems, theories, or techniques. Within the 2 ~~3~~ years of required experience, the applicant shall provide direct individual, group, or family therapy and counseling, to include the following categories of cases: unmarried dyads, married couples, separating and divorcing couples, and family groups including children. A doctoral internship may be applied toward

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the clinical experience requirement. A licensed mental health professional must be on the premises when clinical services are provided by a registered intern in a private practice setting.

(d) Has passed a theory and practice examination designated ~~provided~~ by the board ~~department~~ for this purpose.

(e) Has demonstrated, in a manner designated by rule of the board, knowledge of the laws and rules governing the practice of clinical social work, marriage and family therapy, and mental health counseling.

(f) For the purposes of dual licensure, the department shall license as a marriage and family therapist any person who meets the requirements of s. 491.0057. Fees for dual licensure shall not exceed those stated in this subsection.

(4) MENTAL HEALTH COUNSELING.—Upon verification of documentation and payment of a fee not to exceed \$200, as set by board rule, plus the actual per applicant cost ~~to the department~~ for purchase of the examination from the National Board for Certified Counselors or its successor ~~Professional Examination Service for the National Academy of Certified Clinical Mental Health Counselors or a similar national~~ organization, the department shall issue a license as a mental health counselor to an applicant who the board certifies:

(a) Has submitted an application and paid the appropriate fee.

(b)1. Has a minimum of an earned master's degree from a

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1076 mental health counseling program accredited by the Council for
1077 the Accreditation of Counseling and Related Educational Programs
1078 that consists of at least 60 semester hours or 80 quarter hours
1079 of clinical and didactic instruction, including a course in
1080 human sexuality and a course in substance abuse. If the master's
1081 degree is earned from a program related to the practice of
1082 mental health counseling that is not accredited by the Council
1083 for the Accreditation of Counseling and Related Educational
1084 Programs, then the coursework and practicum, internship, or
1085 fieldwork must consist of at least 60 semester hours or 80
1086 quarter hours and meet all of the following requirements:

1087 a. Thirty-three semester hours or 44 quarter hours of
1088 graduate coursework, which must include a minimum of 3 semester
1089 hours or 4 quarter hours of graduate-level coursework in each of
1090 the following 11 content areas: counseling theories and
1091 practice; human growth and development; diagnosis and treatment
1092 of psychopathology; human sexuality; group theories and
1093 practice; individual evaluation and assessment; career and
1094 lifestyle assessment; research and program evaluation; social
1095 and cultural foundations; substance abuse; and legal, ethical,
1096 and professional standards issues in the practice of mental
1097 health counseling in community settings; and substance abuse.
1098 Courses in research, thesis or dissertation work, practicums,
1099 internships, or fieldwork may not be applied toward this
1100 requirement.

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b. A minimum of 3 semester hours or 4 quarter hours of graduate-level coursework addressing diagnostic processes, including differential diagnosis and the use of the current diagnostic tools, such as the current edition of the American Psychiatric Association's Diagnostic and Statistical Manual of Mental Disorders. The graduate program must have emphasized the common core curricular experience ~~in legal, ethical, and professional standards issues in the practice of mental health counseling, which includes goals, objectives, and practices of professional counseling organizations, codes of ethics, legal considerations, standards of preparation, certifications and licensing, and the role identity and professional obligations of mental health counselors.~~ Courses in research, thesis or dissertation work, practicums, internships, or fieldwork may not be applied toward this requirement.

c. The equivalent, as determined by the board, of at least 700 ~~1,000~~ hours of university-sponsored supervised clinical practicum, internship, or field experience that includes at least 280 hours of direct client services, as required in the accrediting standards of the Council for Accreditation of Counseling and Related Educational Programs for mental health counseling programs. This experience may not be used to satisfy the post-master's clinical experience requirement.

2. If the course title that ~~which~~ appears on the applicant's transcript does not clearly identify the content of

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the coursework, the applicant shall ~~be required to~~ provide additional documentation, including, but not limited to, a syllabus or catalog description published for the course.

Education and training in mental health counseling must have been received in an institution of higher education which at the time the applicant graduated was: fully accredited by a regional accrediting body recognized by the Council for Higher Education Accreditation or its successor organization or ~~Commission on Recognition of Postsecondary Accreditation~~; publicly recognized as a member in good standing with ~~the Association of Universities and Colleges of Canada,~~⁷ or an institution of higher education located outside the United States and Canada,⁷ which, at the time the applicant was enrolled and at the time the applicant graduated, maintained a standard of training substantially equivalent to the standards of training of those institutions in the United States which are accredited by a regional accrediting body recognized by the Council for Higher Education Accreditation or its successor organization ~~Commission on Recognition of Postsecondary Accreditation~~. Such foreign education and training must have been received in an institution or program of higher education officially recognized by the government of the country in which it is located as an institution or program to train students to practice as mental health counselors. The applicant has the burden of establishing

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1151 that the requirements of this provision have been met ~~shall be~~
1152 ~~upon the applicant~~, and the board shall require documentation,
1153 such as, but not limited to, an evaluation by a foreign
1154 equivalency determination service, as evidence that the
1155 applicant's graduate degree program and education were
1156 equivalent to an accredited program in this country. Beginning
1157 July 1, 2025, an applicant must have a master's degree in a
1158 program that is accredited by the Council for Accreditation of
1159 Counseling and Related Educational Programs which consists of at
1160 least 60 semester hours or 80 quarter hours to apply for
1161 licensure under this paragraph.

1162 (c) Has had at least 2 years of clinical experience in
1163 mental health counseling, which must be at the post-master's
1164 level under the supervision of a licensed mental health
1165 counselor or the equivalent who is a qualified supervisor as
1166 determined by the board. An individual who intends to practice
1167 in Florida to satisfy the clinical experience requirements must
1168 register pursuant to s. 491.0045 before commencing practice. If
1169 a graduate has a master's degree with a major related to the
1170 practice of mental health counseling that did not include all
1171 the coursework required under sub-subparagraphs (b)1.a.-b.,
1172 credit for the post-master's level clinical experience shall not
1173 commence until the applicant has completed a minimum of seven of
1174 the courses required under sub-subparagraphs (b)1.a.-b., as
1175 determined by the board, one of which must be a course in

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psychopathology or abnormal psychology. A doctoral internship may be applied toward the clinical experience requirement. A licensed mental health professional must be on the premises when clinical services are provided by a registered intern in a private practice setting.

(d) Has passed a theory and practice examination designated ~~provided~~ by the board ~~department~~ for this purpose.

(e) Has demonstrated, in a manner designated by rule of the board, knowledge of the laws and rules governing the practice of clinical social work, marriage and family therapy, and mental health counseling.

Section 30. Paragraph (b) of subsection (1) of section 491.006, Florida Statutes, is amended to read:

491.006 Licensure or certification by endorsement.—

(1) The department shall license or grant a certificate to a person in a profession regulated by this chapter who, upon applying to the department and remitting the appropriate fee, demonstrates to the board that he or she:

(b)1. Holds an active valid license to practice and has actively practiced the profession for which licensure is applied in another state for 3 of the last 5 years immediately preceding licensure.

~~2.— Meets the education requirements of this chapter for the profession for which licensure is applied.~~

~~2.3.—~~ Has passed a substantially equivalent licensing

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1201 examination in another state or has passed the licensure
1202 examination in this state in the profession for which the
1203 applicant seeks licensure.

1204 3.4. Holds a license in good standing, is not under
1205 investigation for an act that would constitute a violation of
1206 this chapter, and has not been found to have committed any act
1207 that would constitute a violation of this chapter. The fees paid
1208 by any applicant for certification as a master social worker
1209 under this section are nonrefundable.

1210 Section 31. Subsection (3) of section 491.007, Florida
1211 Statutes, are amended to read:

1212 491.007 Renewal of license, registration, or certificate.—
1213 ~~(3) The board or department shall prescribe by rule a~~
1214 ~~method for the biennial renewal of an intern registration at a~~
1215 ~~fee set by rule, not to exceed \$100.~~

1216 Section 32. Subsection (2) of section 491.009, Florida
1217 Statutes, is amended to read:

1218 491.009 Discipline.—

1219 (2) The board ~~department~~, or, in the case of certified
1220 master social workers ~~psychologists~~, the department ~~board~~, may
1221 enter an order denying licensure or imposing any of the
1222 penalties authorized in s. 456.072(2) against any applicant for
1223 licensure or licensee who is found guilty of violating any
1224 provision of subsection (1) of this section or who is found
1225 guilty of violating any provision of s. 456.072(1).

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Section 33. Paragraph (c) of subsection (2) of section 491.0046, Florida Statutes, is amended to read:

491.0046 Provisional license; requirements.—

(2) The department shall issue a provisional clinical social worker license, provisional marriage and family therapist license, or provisional mental health counselor license to each applicant who the board certifies has:

(c) Has met the following minimum coursework requirements:

1. For clinical social work, a minimum of 15 semester hours or 22 quarter hours of the coursework required by s. 491.005(1)(b)2.b.

2. For marriage and family therapy, 10 of the courses required by s. 491.005(3)(b)1. ~~s. 491.005(3)(b)1.a.-e.~~, as determined by the board, and at least 6 semester hours or 9 quarter hours of the course credits must have been completed in the area of marriage and family systems, theories, or techniques.

3. For mental health counseling, a minimum of seven of the courses required under s. 491.005(4)(b)1. ~~s. 491.005(4)(b)1.a.-e.~~

Section 34. Subsection (11) of section 945.42, Florida Statutes, is amended to read:

945.42 Definitions; ss. 945.40-945.49.—As used in ss. 945.40-945.49, the following terms shall have the meanings ascribed to them, unless the context shall clearly indicate

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1251 otherwise:

1252 (11) "Psychological professional" means a behavioral
1253 practitioner who has an approved doctoral degree in psychology
1254 as defined in s. 490.003(3) ~~s. 490.003(3)(b)~~ and is employed by
1255 the department or who is licensed as a psychologist pursuant to
1256 chapter 490.

1257 Section 35. This act shall take effect July 1, 2019.